

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF NEBRASKA

LISSETTE LARIOS ROOHBAKHSH,)
as personal representative) Case No. 8:17-cv-00031
of the ESTATE OF FATIMA)
LISSETTE LARIOS and on) DEPOSITION OF:
behalf of next of kin,) PAT BEU
and)
NELSON LARIOS, as next of kin,)
Plaintiffs,)
vs.)
BOARD OF TRUSTEES OF THE)
NEBRASKA STATE COLLEGES,)
and)
CHADRON STATE COLLEGE,)
Defendants.)

EXHIBIT
12

DATE: May 8, 2018 at 12:59 p.m.

PLACE: Chadron State College
Miller Hall, Room 109
1000 Main Street
Chadron, NE 69337

Reported By: Jacqueline K. Weller
Registered Professional Reporter
Black Hills Reporting
1601 Mt. Rushmore Rd., Ste. 3280
Rapid City, SD 57701
605.721.2600

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PAT BEU,

called as a witness herein, having been first duly
sworn, was examined and testified as follows:

EXAMINATION BY MR. GOULD:

Q Can you please state and spell your first name
for the record.

A Pat Alan Beu. P-A-T; A-L-A-N; B-E-U.

Q How old are you, sir?

A 62.

Q Have you ever taken a deposition before?

A I have.

Q On how many occasions?

A Once.

Q Under what circumstances?

A The school had been sued, and I was one of the
witnesses. Or, I was someone that was involved
with the process.

Q Okay. When was this lawsuit?

A 1987 or '88 or '89, maybe.

Q What was your position -- strike that.

Were you working at Chadron State College?

A No.

Q Where were you working?

A The College of Great Falls, Great Falls,
Montana.

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APPEARANCES

Representing the Plaintiffs:

MR. MARTIN GOULD
Romanucci & Blandin
Attorneys at Law
33 N. LaSalle Street, 20th Floor
Chicago, IL 60602

Representing the Defendants:

MR. THOMAS E. JOHNSON
Johnson & Tabor
Attorneys at Law
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Omaha, NE 68144

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Q What was your position back then?

A Learning resource counselor.

Q What were you a witness to?

A I provided tutorial services to a student who
had been injured, and the student had sued the
school in the injury, and so they were asking me
about services provided.

Q What kind of injury was it?

A Leg -- the student had been disabled and had
tripped and fallen on the sidewalk, and so it
hurt the leg, if I recall.

Q And what was the substance of your testimony?

A I provided assistance, tutorial services,
assistance so that she could continue in school
and be successful that semester.

Q Okay. Do you know if you're named as a witness
in any other lawsuits outside of the Fatima
Larios case currently?

A No.

Q Before we get started, I'm going to go over some
of the rules of the deposition so we're all on
the same page. Okay?

As you can see, we have a court reporter
here, Jacque. She's going to be transcribing
everything we say. For her sake and so the

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1 MR. JOHNSON: Object; foundation.
 2 Go ahead.
 3 A I'm sorry. There was a way in which you could
 4 refer to counselors students that you may deem
 5 to be depressed or otherwise at risk. It went
 6 right to the counselors. It was not necessarily
 7 directed to anybody else, but you could do that.
 8 Oftentimes those referrals, though, did not
 9 wait for the system, the early alert system. If
 10 you were aware of someone who was depressed or
 11 someone at risk, you didn't need a computer
 12 program to facilitate that process.
 13 You would get on the phone or you would go
 14 visit with the counselors and say, I'm working
 15 with a student that I'm concerned about.
 16 Members of the faculty knew that and they did
 17 that.
 18 Q (BY MR. GOULD:) And when you say you, you're
 19 referring to other faculty members or staff at
 20 the university?
 21 A Everybody, yes.
 22 Q And they would be the ones that would go to the
 23 counselor and say, Hey, look, I have a student I
 24 have concerns about because they are depressed
 25 or there's some other issue?

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1 A Correct.
 2 Q Now were you trained on how to identify students
 3 that had behavioral problems that could result
 4 in self-harm or harm to others?
 5 A Aside from the formal training of the master's
 6 degree, and I can't even necessarily think
 7 specifically in the doctorate necessarily. But
 8 aside from that, no formal training regarding
 9 that.
 10 Q Did you receive training through your
 11 experiences as an educator over the last 20-plus
 12 years?
 13 A I would say --
 14 MR. JOHNSON: Object; form.
 15 A I'd say I received considerable education as it
 16 related to students at risk, yes.
 17 Q (BY MR. GOULD:) Can you tell me some of the
 18 things you would look for to help -- strike
 19 that.
 20 What sorts of things would you look for to
 21 determine whether or not a student was at risk
 22 of harming themselves or others?
 23 MR. JOHNSON: Object; foundation.
 24 A Certainly depression, anxiety, high anxiety,
 25 those types of behaviors.

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1 Q (BY MR. GOULD:) What about violence to other
 2 students?
 3 MR. JOHNSON: Object; foundation.
 4 A I -- I guess potentially --
 5 Q (BY MR. GOULD:) Would that be considered a red
 6 flag of several --
 7 A At risk of suicide?
 8 Q At risk of some sort of emotional or
 9 psychological problem with the student?
 10 MR. JOHNSON: Object; foundation.
 11 A I'd say, yes, that's...
 12 Q (BY MR. GOULD:) Lashing out or violence towards
 13 other students would be one indicator that a
 14 student has some sort of emotional or
 15 psychological problem; right?
 16 MR. JOHNSON: Object; foundation.
 17 A Possibly.
 18 Q (BY MR. GOULD:) Then from June 2014 to present,
 19 you've been the senior director of student
 20 affairs at Chadron State College; right?
 21 A That is correct.
 22 Q Can you tell me what your primary job
 23 responsibilities are.
 24 A Primarily I'm involved with student conduct, to
 25 educate and oversee the students who are either

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1 educated regarding the code of conduct or aware
 2 of the code of conduct, or if they break the
 3 code of conduct, that procedures are in place to
 4 let them know that they are at risk, that they
 5 could -- that it's against board policy.
 6 Q If the student breaks the code of conduct, they
 7 are at risk of what?
 8 A Depends on what the breaking of the code was.
 9 Q So that could vary from discipline from the
 10 school up and to being arrested criminally for
 11 something; right?
 12 MR. JOHNSON: Object; foundation and form.
 13 A Well, it goes all the way down to where they are
 14 at in the residence halls. If they cover up a
 15 fire alarm so they can have a smoke, that's
 16 against the code of conduct. So, yeah.
 17 Q (BY MR. GOULD:) Here it says that you served as
 18 primary campus behavioral conduct officer.
 19 A That is correct.
 20 Q Was that your role since June 2014?
 21 A Yes.
 22 Q Can you explain to me what the job
 23 responsibilities are of the campus behavioral
 24 conduct officer?
 25 A My job responsibilities include meeting with

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1 ERRATA PAGE

2 I, the undersigned, PAT BEU, have read the foregoing

3 transcript and, to the best of my knowledge, said

4 transcript is true and accurate (with the exception of

5 the following corrections listed below):

6 PAGE/LINE CORRECTION AND REASON FOR CORRECTION

7 _____

8 _____

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20 _____

21 _____

22 SIGNATURE _____ DATE _____

23 See attached sheet(s) for additional information:

24 Yes No

25

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1 < Dates >.

2 12/21/17 105:24.

3 2.0 may 35:2.

4 2015, January 15, 16 95:15.

5 April 15, 2018 2:27.

6 August 2014 52:9.

7 December 16, 2021. 118:23.

8 December, november 88:7.

9 February 1, 2015 82:8.

10 January 15 97:4.

11 January 15, 2015 82:8.

12 January 16, 2015 97:4.

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21 June 2014 43:18, 44:20.

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23 May 4, 2018 2:30.

24 May 8, 2018 1:30.

25 November 2014 72:6.

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/s/ 118:25.

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1 CERTIFICATE

2 I, Jacqueline K. Weller, Registered Professional

3 Reporter, do hereby attest that said proceedings were

4 taken by me stenographically and thereafter reduced to

5 typewriting under my supervision; that the foregoing

6 transcript is a true and accurate record of the

7 testimony given to the best of my understanding and

8 ability.

9 I further assert that I am neither counsel for,

10 related to, nor employed by any of the parties to this

11 case and have no interest, financial or otherwise, in

12 its outcome; that I have no contract with the parties,

13 attorneys, or persons with an interest in the action

14 that affects or has a substantial tendency to affect

15 impartiality, that requires me to relinquish control

16 of an original deposition transcription or copies of

17 the transcript, or that requires me to provide any

18 service not made available to all parties to the

19 action.

20 I further attest that the witness was duly sworn

21 by Lisa Jamison, a notary public in and for Dawes

22 County, State of Nebraska, prior to the taking of

23 testimony, Notary Expiration, December 16, 2021.

24 Dated this 4th day of June, 2018.

25 /s/ Jacqueline K. Weller
Registered Professional Reporter

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1 12-1 116:9.

2 121 111:13.

3 12:59 1:30.

4 13 73:14.

5 13-1. 116:10.

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